

UNITED STATES DISTRICT COURT FOR
THE DISTRICT OF NEW HAMPSHIRE

IMS HEALTH INCORPORATED, a Delaware)
corporation and VERISPAN, LLC, a Delaware)
limited liability company,)

Plaintiffs,)

vs.)

KELLY A. AYOTTE, as Attorney General of)
the State of New Hampshire,)

Defendant)

Case No. 06-CV-280-PB

DEPOSITION DESIGNATION

NOW COMES the State of New Hampshire (the “State”), by and through the Office of the Attorney General, and respectfully submits the following designation of depositions for trial in the above referenced matter in accordance with the Discovery Plan (Court document No. 34), and the Order approving the Discovery Plan. Each deposition designated in this Deposition Designation has been identified in the State’s Exhibit List, filed concurrently with this document.

The State designates the depositions (including both transcript and video) of the following witnesses:

1. Dr. Jerry Avorn
Professor of Medicine, Harvard Medical School
Chief, Division of Pharmacoepidemiology and Pharmacoeconomics
Brigham and Women's Hospital
1620 Tremont Street, Suite 3030
Boston, MA 02120
(617) 278-0930
2. Dr. Aaron S. Kesselheim
Division of Pharmacoepidemiology and Pharmacoeconomics
Brigham and Women’s Hospital
1620 Tremont St., Suite 3030
Boston MA 02115

(617) 278-0930

3. Dr. Gary A. Sobelson
Concord Family Medicine
141 East Side Drive
Concord, NH. 03301
(603) 225-3427
4. Dr. Marc Sadowsky
New England Neurological Associates
Medical Arts Building
168 Kinsley Street, Suite #1
Nashua, NH 03061
(603) 882-2114
5. Shahram Ahari
1524 Berkeley Way, Apt A
Berkeley, CA 94703
cell: (510) 684-8509
6. The Defendant reserves the right to designate testimony, by reference to deposition transcripts or portions of deposition video, of any witness listed by the Plaintiffs.

Respectfully submitted,

THE STATE OF NEW HAMPSHIRE
Kelly A. Ayotte
Attorney General

Date: 12/22/2006

By: /s/Richard W. Head
Richard W. Head (N.H. Bar No. 7900)
Senior Assistant Attorney General

David A. Rienzo (N.H. Bar No. 13860)
Assistant Attorney General

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Concord, New Hampshire 03301
(603) 271-3643

Certification of Service

I hereby certify that a copy of the foregoing document was filed electronically and served electronically by operation of the Court's electronic filing system or by mail on anyone unable to accept electronic filing. Jeffrey C. Spear, Esquire, James Bassett, Esquire, Patricia Acosta, Esquire and Thomas R. Julin, Esquire have appeared as counsel of record for plaintiffs IMS Health Incorporated and Verispan, LLC.

By: /s/Richard W. Head
Richard W. Head (N.H. Bar No. 7900)